

11/03/2003 02:28:37 PM

Page 1

**2003 DRAFTING REQUEST****Bill**Received: **03/18/2003**Received By: **pdykman**Wanted: **Soon**

Identical to LRB:

For: **Larry Balow (608) 266-9172**

By/Representing:

This file may be shown to any legislator: **NO**Drafter: **pdykman**

May Contact:

Addl. Drafters:

Subject: **Legislature - miscellaneous**Extra Copies: **RAC  
JTK**Submit via email: **YES**Requester's email: **Rep.Balow@legis.state.wi.us**

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

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**Topic:**

Limit legislative per diems days sitting is session and committee meetings

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**Instructions:**

See Attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/1	pdykman 03/25/2003	kgilfoy 03/25/2003	jfrantze 03/25/2003	_____	lemery 03/25/2003	lemery 11/03/2003	

FE Sent For: **04/03/2003.**

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No specific pre topic given

**Topic:**

Limit legislative per diems days sitting is session and committee meetings

**Instructions:**

See Attached

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/?							State
/1	pdykman 03/25/2003	kgilfoy 03/25/2003	jfrantze 03/25/2003		lemery 03/25/2003		

FE Sent For: **"/1"****4/3/03****By Bill - Rush**

03/18/2003 03:25:47 PM

Page 1

**2003 DRAFTING REQUEST****Bill**Received: **03/18/2003**Received By: **pdykman**Wanted: **Soon**

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For: **Larry Balow (608) 266-9172**

By/Representing:

This file may be shown to any legislator: **NO**Drafter: **pdykman**

May Contact:

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Subject: **Legislature - miscellaneous**Extra Copies: **RAC  
JTK**Submit via email: **YES**Requester's email: **Rep.Balow@legis.state.wi.us**

Carbon copy (CC:) to:

**Pre Topic:**

No specific pre topic given

**Topic:**Limit legislative per diems *to legis* days/sitting in session and committee meetings*for public hearing & exec session***Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
1?	pdykman	1-3/25 King	3/25	J/R 3/25			

FE Sent For:

&lt;END&gt;



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-2351/1

PJD:.....  
King

2003 BILL

Wed  
date

Gen. Cat.

- 1 AN ACT *to amend* 13.123 (1) (a) 1. and (c) and 13.45 (3) (c) of the statutes;  
2 relating to: days on which legislators may claim allowances and expenses.

***Analysis by the Legislative Reference Bureau***

Under present law, legislators may claim an allowance for expenses incurred for food and lodging for each day that he or she is in Madison on legislative business, but not including any Saturday or Sunday unless the legislator is in actual attendance on such day at a session of the legislature or a meeting of a standing committee of which the legislator is a member. This bill limits the days ~~that~~ the per diem allowance may be claimed to days the legislator is in actual attendance on such ~~day~~ at a session of the legislature or a meeting of a standing committee of which the legislator is a member.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

- 3 SECTION 1. 13.123 (1) (a) 1. and (c) of the statutes are amended to read:  
4 13.123 (1) (a) 1. Any member of the legislature who has signified, by affidavit  
5 filed with the department of administration, the necessity of establishing a

**BILL**

1 temporary residence at the state capital for the period of any regular or special  
2 legislative session shall be entitled to an allowance for expenses incurred for food and  
3 lodging for each day that he or she is in Madison ~~on legislative business, but not~~  
4 ~~including any Saturday or Sunday unless the legislator is~~ in actual attendance on  
5 such day at a session of the legislature or a meeting of a standing committee of which  
6 the legislator is a member. The amount of the allowance for each biennial session  
7 shall be 90% of the per diem rate for travel for federal government business within  
8 the city of Madison, as established by the federal general services administration.  
9 For the purpose of determining the amount of the allowance, the secretary of  
10 employment relations shall certify to the chief clerk of each house the federal per  
11 diem rate in effect on December 1, or the first business day thereafter if December  
12 1 is not a business day, in each even-numbered year. Each legislator shall file an  
13 affidavit with the chief clerk of his or her house certifying the specific dollar amount  
14 within the authorized allowance the member wishes to receive. Such affidavit, when  
15 filed, shall remain in effect for the biennial session.

16 (c) Each member shall certify to the chief clerk <sup>first</sup> of the house in which the  
17 member serves, as promptly as may be following the ~~1st~~ of each month, the number  
18 of days during the previous calendar month on which the member was in Madison  
19 ~~on legislative business~~ and for which the member seeks the allowance provided by  
20 this subsection. Such allowances shall be paid from the appropriation under s.  
21 20.765 (1) (a) or (b) within one week after each calendar month; and shall be paid,  
22 upon the filing with the department of administration, the chief clerk's affidavit

**BILL**

1 stating the number of days in Madison ~~on legislative business~~ for which all members  
2 of the chief clerk's house seek the allowance provided by this subsection.

**History:** 1971 c. 13; 1973 c. 1; 1975 c. 39, 199; 1977 c. 115, 277, 325; 1979 c. 34 s. 2100; 1983 a. 27 ss. 10, 2202 (33); 1991 a. 316; 1993 a. 52; 1995 a. 27, 225; 1997 a. 27; 1999 a. 182; 2001 a. 16.

3 **SECTION 2.** 13.45 (3) (c) of the statutes is amended to read:

4 13.45 (3) (c) Unless otherwise provided by law, any member of a committee  
5 under this chapter and not covered by par. (a) or (b) shall be reimbursed from the  
6 appropriation of the committee on which the member serves for the actual and  
7 necessary expenses incurred by the member in the performance of duties as a  
8 committee member while in actual attendance at a meeting of a standing committee  
9 of which the legislator is a member.

**History:** 1975 c. 224; 1977 c. 325; 1979 c. 34 s. 2102 (48) (a); 1981 c. 391; 1983 a. 27 s. 2202 (33); 1987 a. 186; 1989 a. 31; 1991 a. 316; 1993 a. 52, 184; 1995 a. 27; 1997 a. 27; 2001 a. 16.

10 (END)

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-2351/1dn

PJD *king*

March 25, 2003

Dear Representative Balow:

If this bill is enacted, the legislative rules would need to be changed to conform to the changes in the bill. See Joint Rule 85: 3

25 Joint Rule 85. Reimbursement for expenses. For any day on which a member of the legislature is in Madison on legislative business pursuant to section 13.123 (1) of the statutes or attends a legislative committee meeting in Madison, the member shall be reimbursed the per diem provided in section 13.123 (1) (a) of the statutes. Any legislator who attends a committee meeting outside Madison authorized under joint rule 84 (1) shall be reimbursed for the actual and necessary expenses incurred in attending the committee meeting as provided by section 13.123 (3) of the statutes, or for the round-trip cost of traveling to the meeting from Madison.

Atty. Peter J. Dykman

General Counsel

Phone: (608) 266-7098

E-mail: peter.dykman@legis.state.wi.us

LPS: Change Props.,

format, to:

Left Margin 0.3  
Right Margin 0.3  
Initial Indent 0.3

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-2351/1dn  
PJD:kmg:jf

March 25, 2003

Dear Representative Balow:

If this bill is enacted, the legislative rules would need to be changed to conform to the changes in the bill. See Joint Rule 85:

**JOINT RULE 85. Reimbursement for expenses.** For any day on which a member of the legislature is in Madison on legislative business pursuant to section 13.123 (1) of the statutes or attends a legislative committee meeting in Madison, the member shall be reimbursed the per diem provided in section 13.123 (1) (a) of the statutes. Any legislator who attends a committee meeting outside Madison authorized under joint rule 84 (1) shall be reimbursed for the actual and necessary expenses incurred in attending the committee meeting as provided by section 13.123 (3) of the statutes, or for the round-trip cost of traveling to the meeting from Madison.

Atty. Peter J. Dykman  
General Counsel  
Phone: (608) 266-7098  
E-mail: peter.dykman@legis.state.wi.us



## Barman, Mike

---

**From:** Barman, Mike  
**Sent:** Wednesday, April 23, 2003 8:39 AM  
**To:** Keeton, William  
**Subject:** FW: Submitted: LRB 03-2351/1 Topic: Limit legislative per diems days sitting is session and committee meetings?body=

*Bill -*

*You need to contact Donald Schneider (266-2517) ... the agency contact who prepared the fiscal estimate on LRB-2351/1. Tell him your concerns, he may be willing do a "Updated" fiscal estimate, incorporating the new information he has available. Let me know if you have any further questions.*

*Mike Barman*

Mike Barman - Senior Program Asst. (PH. 608-266-3561)  
(E-Mail: [mike.barman@legis.state.wi.us](mailto:mike.barman@legis.state.wi.us)) (FAX: 608-264-6948)

State of Wisconsin  
Legislative Reference Bureau - Legal Section - Front Office  
100 N. Hamilton Street - 5th Floor  
Madison, WI 53703

> -----Original Message-----

> **From:** Keeton, William  
> **Sent:** Tuesday, April 22, 2003 3:03 PM  
> **To:** LRB.Legal  
> **Subject:** RE: Submitted: LRB 03-2351/1 Topic: Limit  
> legislative per diems days sitting is session and committee  
> meetings?body=  
>

> We did receive that one, thank you. Would it be possible to  
> request a more detailed and comprehensive estimate that takes  
> into account the number of days that were claimed last  
> session, for example, compared to the number of days the  
> legislature was in session and/or a committee hearing or exec  
> was held?  
>

> Thanks,  
> Bill  
>

> *William Keeton*

> *Legislative Aide*

> *Office of Representative Larry Balow*

> (608) 266-9172

> (888) 534-0068  
>  
>  
>

> -----Original Message-----

> **From:** LRB.Legal  
> **Sent:** Tuesday, April 22, 2003 2:48 PM  
> **To:** Rep.Balow  
> **Subject:** RE: Submitted: LRB 03-2351/1 Topic: Limit  
> legislative per diems days sitting is session and committee  
> meetings?body=  
>

> You should have received a fiscal estimate from LEG on  
> 4/4/2003 (via email) on LRB-2351/1. If you need the fiscal  
> to be resent feel free to email me back or call at 266-3561.

>  
> Lynn Emery  
> Program Assistant  
> lynn.emery@legis.state.wi.us  
>

> > -----Original Message-----

> > **From:** Rep.Balow  
> > **Sent:** Tuesday, April 22, 2003 2:35 PM  
> > **To:** LRB.Legal  
> > **Subject:** Submitted: LRB 03-2351/1 Topic: Limit  
> > legislative per diems days sitting is session and committee  
> > meetings?body=  
> >

> > Please prepare a fiscal estimate for LRB 2351/1. If you have  
> > any questions, please feel free to call me.  
> >

> > Sincerely,

> >  
> > Larry Balow  
> > State Representative  
> > 68th Assembly District  
> >

**Northrop, Lori**

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**From:** Keeton, William  
**Sent:** Monday, November 03, 2003 1:31 PM  
**To:** LRB.Legal  
**Subject:** Draft review: LRB 03-2351/1 Topic: Limit legislative per diems days sitting is session and committee meetings

It has been requested by <Keeton, William> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 03-2351/1 Topic: Limit legislative per diems days sitting is session and committee meetings

# Memo

To: Senator ☐ Representative ☒ Balow

(The Draft's Requester)

**Per your request: ... the attached fiscal estimate was prepared for your unIntroduced 2003 draft.**

LRB Number: LRB - 2351

Version: " / 1 "

Fiscal Estimate Prepared By: (agency abbr.) LEG

If you have questions about the enclosed fiscal estimate, you may contact the state agency representative that prepared the fiscal estimate. If you disagree with the enclosed fiscal estimate, please contact the LRB drafter of your proposal to discuss your options under the fiscal estimate procedure.

Entered In Computer And Copy Sent To Requester Via E-Mail: 04 / 04 / 2003

\* \* \* \* \*

To: LRB - Legal Section PA's

Subject: *Fiscal Estimate Received For An Unintroduced Draft*

> **If redrafted** ... please insert this cover sheet and attached early fiscal estimate into the drafting file ... after the draft's old version (the version that this fiscal estimate was based on), and before the markup of the draft on the updated version.

> **If introduced** ... and the version of the attached fiscal estimate is for a **previous version** ... please insert this cover sheet and attached early fiscal estimate into the drafting file ... after the draft's old version (the version that this fiscal estimate was based on), and before the markup of the draft on the updated version. Have Mike (or Lynn) get the ball rolling on getting a fiscal estimate prepared for the introduced version.

> **If introduced** ... and the version of the attached fiscal estimate is for the **current version** ... please write the draft's introduction number below and give to Mike (or Lynn) to process.

THIS DRAFT WAS INTRODUCED AS: 2003 AB645

## Emery, Lynn

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**From:** Emery, Lynn  
**Sent:** Friday, April 04, 2003 10:53 AM  
**To:** Rep.Balow  
**Subject:** LRB-2351/1 (FE by LEG - attached - for your review)



FE\_Balow.pdf

FE\_Balow.pdf